

REMARKS

Claims 1, 3-12 and 14-24 are pending in the subject application. Claims 1 and 3-24 have been examined, and claims 1, 3, 10 and 15 stand rejected. Applicants acknowledge and appreciate the Examiner's indication that claims 4-9, 11-14 and 16-24 would be allowable if rewritten to include all of the limitations of the base claim and any intervening claims. Claims 1, 3-12, 14 and 15 have been amended in the present Amendment, and support for the amended claims can be found throughout the specification. In addition, claim 13 has been canceled. Favorable reconsideration of the application and allowance of all of the pending claims are respectfully requested in view of the above amendments and the following remarks.

In the present Office Action, the Examiner objects to the drawings under 37 CFR §1.83(a). The Examiner indicates that the oscillating product that includes a portion for receiving a person must be shown or the feature canceled from the claims. This objection is respectfully traversed. An exemplary embodiment of this feature is clearly depicted in Figure 6 and is further described in the specification as an infant swing product 100 (see last paragraph of page 9). The infant swing product 100 clearly shows a seat or cradle that receives and supports an infant during use of the swing product. Since an exemplary embodiment of an oscillating product that includes a portion for receiving a person is in fact shown in the drawings, the Examiner is requested to withdraw this objection to the drawings.

Claims 1, 3, 10 and 15 stand rejected under 35 U.S.C. §102(e), as being anticipated by U.S. Patent No. 6,572,483 to Hoffman. As previously noted, the Examiner has indicated that claims 4-9, 11-14 and 16-24 contain allowable subject matter.

Amendment**U.S. Patent Application No. 10/691,663**

Claim 1 has been amended so as to recite an oscillating product including the limitation of claim 13, and claim 13 has been canceled. Thus, amended claim 1 now recites an oscillating product including a portion for receiving a person and further including the entertainment device as previously recited. Since the Examiner has indicated that claim 13 contains allowable subject matter, claim 1 should now be allowed and the Examiner is requested to withdraw the rejection to this claim based upon Hoffman. Claims 3-12 and 14, which depend from claim 1, have also been amended to recite an oscillating product. Accordingly, these claims should also be allowed.

Claim 15 has been amended in a similar manner as claim 1 to include the feature of the oscillating product including a portion for receiving a person. It is respectfully submitted that, as with amended claim 1, Hoffman does not disclose or suggest the combination of features of amended claim 15 with particular regard to the feature of the oscillating product including a portion for receiving a person. Accordingly, the Examiner is requested to withdraw the rejection of claim 15 based upon Hoffman and to allow this claim. In addition, claims 16-24, which depend from claim 15, should also be allowed.

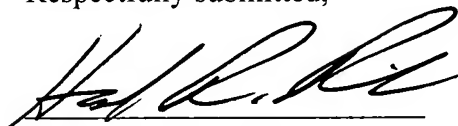
In view of the foregoing, the Examiner is respectfully requested to find claims 1, 3-12 and 14-24 to be in condition for allowance. However, if for any reason the Examiner feels that the application is not now in condition for allowance, the Examiner is respectfully requested to call the undersigned attorney to discuss any unresolved issues and to expedite the disposition of the application.

Amendment

U.S. Patent Application No. 10/691,663

Applicants hereby petition for any extension of time that may be required to maintain the pendency of this case, and any required fee for such extension is to be charged to Deposit Account No. 05-0460.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Howard R. Richman", is written over a horizontal line.

Howard R. Richman
Registration No. 41,451

EDELL, SHAPIRO & FINNAN, LLC

1901 Research Boulevard, Suite 400

Rockville, Maryland 20850-3164

(301) 424-3640

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